

DETAILED ACTION

1. Pursuant to a telephone interview on 24 December 2010, requested by Richard C. Peet, Reg. No. 35,792, with Rodney P. Swartz, Ph.D., Primary Examiner and Robert Mondesi, SPE, the following Office Action is hereby presented.
2. Claims 44, 45, 48-52, 54, 56, 57 and 63-68 are pending and under consideration.

Rejections Moot or Withdrawn

3. The objection to claim 45 under 37 CFR 1.75 as being a substantial duplicate of claim 44 is withdrawn.
4. The objection to claim 49 under 37 CFR 1.75 as being a substantial duplicate of claim 48 is withdrawn.
5. The objection to claim 65 under 37 CFR 1.75 as being a substantial duplicate of claim 64 is withdrawn.
6. The objection to claim 68 under 37 CFR 1.75 as being a substantial duplicate of claim 67 is withdrawn.
7. The rejection of claim 54 under 35 U.S.C. 112, second paragraph, is withdrawn.

Conclusion

8. Claims 44, 45, 48-52, 54, 56, 57 and 63-68 are allowed.
9. Any inquiry concerning this communication or earlier communications from the Examiner should be directed to Rodney P. Swartz, Ph.D., Art Unit 1645, whose telephone number is (571) 272-0865. The examiner can normally be reached on Monday through Wednesday from 9:00 AM to 7:30 PM EST. Thursday is the examiner's work at home day.

If attempts to reach the Examiner by telephone are unsuccessful, please contact the Examiner's Supervisor, Robert B. Mondesi (571)272-0956.

The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/Rodney P. Swartz, Ph.D./

Primary Examiner, Art Unit 1645

March 8, 2010